

PROCEEDINGS OF THE CITY-PARISH COUNCIL MEETING OF THE CITY-PARISH OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF APRIL 8, 2003.

ATTENDANCE

COUNCIL: Jerry Trumps (Chair - District 6), Robert Castille (Vice Chair - District 2), Bobby Badeaux (District 1), Chris Williams (District 3), Louis C. Benjamin, Jr. (District 4), Lenwood Broussard (District 5), Marc Mouton (District 7), Rob Stevenson (District 8), Randy Menard (District 9)

ABSENT: None

COUNCIL STAFF: Norma Dugas (Clerk of the Council), Veronica Williams (Assistant Clerk of the Council) and Monica Fontenot (Administrative Assistant)

ADMINISTRATIVE STAFF: Glenn Weber (CAO), Steve Dupuis (City-Parish Attorney), Chief Ronald Boudreaux (Police Department), Becky Lalumia (Director of Finance), Chief Robert Benoit (Fire Department), Terry Huval (Director of Utilities), Benny Soulier (Director of Administrative Services), John Raines (Director of Public Works), Tony Tramel (Director of Traffic & Transportation), Robert Benoit (Director of Planning, Zoning & Codes), Tim Breaux (Director of Community Development), Gerald Boudreaux (Director of Parks & Recreation)

COMMENCEMENT

(TAPE 1)(SIDE A)(227)AGENDA ITEM NO. 1: Call to order.

Chair Jerry Trumps called the Regular Council Meeting of April 8, 2003 to order.

(TAPE 1)(SIDE A)(229)AGENDA ITEM NO. 2: Invocation and Pledge of Allegiance.

Councilmember Marc Mouton was called upon to deliver the invocation and lead the Pledge of Allegiance.

(TAPE 1)(SIDE A)(242)AGENDA ITEM NO. 3: **EXECUTIVE/PRESIDENT’S REPORT**

CAO Glenn Weber announced that Lafayette placed 1st in the district’s Cleanest City Contest and congratulated all involved in making it possible. He then presented a proclamation in honor of National Boys & Girls Club Week, which is April 6-12.

(TAPE 1)(SIDE A)(300)AGENDA ITEM NO. 4: **CEREMONIAL PRESENTATIONS**

- a. Recognize representatives from the South Louisiana Community College and the Louisiana Technical College.

Williams presented Dr. Jan Bropst of South Louisiana Community College and Mr. Shelton Cobb of Louisiana Technical College a proclamation in honor of South Louisiana Community College and Louisiana Technical College month.

- b. Recognize Eagle Scout Emerick Boudreaux for presentation of Eagle Scout Badge project regarding “Girard Park Tree Survey”

Mr. Boudreaux is a scout from Troop #405 and made a presentation on a survey he completed as part of the Eagle Scout badge program. His presentation explained how the vegetation has changed over the years and he hopes that this survey will enhance Girard Park’s maintenance program. The trees were identified by species, size, condition and maintenance required. Once the survey was completed, the following are recommendations made to improve the park:

- Removing dangerous limbs over drives and paths
- Aerating the soil and adding mulch around trees that have been trampled over
- Making identification plaques for the older trees using information gathered by the scouts
- Planting trees to replace those lost during the recent hurricanes
- Cordoning off areas around trees to direct foot traffic away from the root systems

(TAPE 1)(SIDE A)(515)AGENDA ITEM NO. 5: COUNCIL ANNOUNCEMENTS

Councilman Benjamin commended Gerald Boudreaux, Director of Parks and Recreation, who recently took part as a referee during the NCAA Final Four basketball tournament.

RESOLUTIONS

(TAPE 1)(SIDE A)(545)AGENDA ITEM NO. 6: R-016-2003 A resolution of the Lafayette City-Parish Council authorizing Lafayette City-Parish Consolidated Government's Traffic & Transportation Director to apply for funding from the Louisiana Department of Transportation & Development to study red light running in Lafayette. A motion to approve by Williams, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

Motion was approved.

Upon questioning by Stevenson, Tramel explained he would like to apply for funding from the Louisiana Department of Transportation and Development to study red light running. This proposal will allow him to study and evaluate roadway safety and red light running and will be a joint safety effort between LCG and UL at Lafayette Civil Engineering Department.

The following person was recognized:

Ray Green stated since there is no legislation authorizing traffic cameras that he recommended the Council defeat the resolution.

(TAPE 1)(SIDE A)(647)AGENDA ITEM NO. 7: R-017-2003 A resolution of the Lafayette City-Parish Council providing for the giving of a notice of intention to establish, acquire, construct, improve, extend and maintain a sewer system within a portion of Consolidated Sewerage District of the City of Lafayette, State of Louisiana, describing in a general way the manner of payment therefor, providing for the hearing of any objections to the proposed improvements and the manner of payment therefor, and providing for other matters in connection therewith. (Holiday Gardens Subdivision) A motion to approve by Mouton, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

Motion was approved.

Councilman Mouton explained the first part of the project was to provide the residents with safe, clean drinking water. The subject resolution is the second phase allowing LUS to provide sewer to the residents and urges support of the Council.

(TAPE 1)(SIDE B)(001)

The following persons were recognized:

Carol Ross commended the Council for moving on with the Holiday Gardens project but wanted to remind everyone that her subdivision, L.O. Peck, has been in the city limits for 14 years and the residents still do not receive city sewer service. She encouraged the Council to review all subdivisions within the city limits to ensure all residents receive all city services.

Huval responded there are some incidences when an area is annexed into the city limits and do not have a community based sewer system. The provision of sewer front footage assessment that is in place is \$14.00 per front foot. There is state law that provides LUS with the mechanism to be able to assess the front footage assessment on the property. He continued by saying L.O. Peck Subdivision already has sewer service from another private utility company. In a case in which the system is operating well, LUS cannot use the state law of front footage assessment to be able extend a second sewer service. Upon questioning by Broussard, Huval explained the difference between water and sewerage assessments. In most cases, LUS has had the ability to either acquire the system or be able to provide service to the water system or actually run their own system. The cost of running water is less than running sewer.

Harold Schoeffler expressed his concerns for those residents who are receiving sewer services from the private industry who are not following compliance regulations.

(TAPE 1)(SIDE B)(275)AGENDA ITEM NO. 8: R-018-2003 A resolution of the Lafayette City-Parish Council supporting the elimination of the Government Pension Offset (GPO) and Windfall Elimination Provision (WEP) social security benefit reductions. A motion to approve by Benjamin, seconded by Badeaux, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Stevenson, Menard

NAYS: None

ABSENT: Mouton

RECUSED: None

Motion was approved.

Chair Trumps explained the resolution is requesting that Congress repeal action that was taken a few years ago whereby government employees who (have already contributed 40 quarters to Social Security) and then retire from LCG, currently have any Social Security benefit reduced.

ORDINANCES FOR FINAL ADOPTION

(TAPE 1)(SIDE B)(313)AGENDA ITEM NO. 9: O-068-2003 An ordinance of the Lafayette City-Parish Council declaring the building or structure located at municipal address, 337 Joan Street, Lafayette, Louisiana, owned by Harold L. Savoie and Elizabeth R. Graziano to be dilapidated and dangerous to the public welfare and ordering the condemnation of same. A motion to approve by Stevenson, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Stevenson, Menard

NAYS: None

ABSENT: Mouton

RECUSED: None

Motion was approved.

Benjamin expressed his concerns with the owner of the property and the amount of dilapidated properties that Mr. Savoie owns. Once Community Development declares a property condemned, a lien is put in place for the cost of the removal. Badeaux opined there should also be fines included and suggested revising the present code. Benjamin concurred but requested criminal penalties be included also.

(TAPE 1)(SIDE B)(428)AGENDA ITEM NO. 10: O-071-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by amending the manning tables of the Environmental Quality Division to add an Engineering Aide III. A motion to approve by Castille, seconded by Benjamin, and the vote was as follows:

YEAS: Castille, Williams, Benjamin, Trumps, Mouton, Stevenson, Menard

NAYS: Badeaux, Broussard

ABSENT: None

RECUSED: None

Motion was approved.

Pat Logan explained the new federal storm water regulations went into effect in the month of March. One of the requirements is six minimum control measures that must be complied with, including education and outreach, public participation/involvement, illicit discharge detection and elimination, construction site runoff control, post-construction runoff control and pollution prevention/good housekeeping for municipal operators. The subject position is designed to handle the illicit discharge detection and elimination. Existing staff can handle the remainder to the requirements. Upon questioning by Broussard, Logan explained there are qualified personnel in this division but unfortunately not enough manpower to transfer anyone into this position. Becky Lalumia confirmed there are monies available in reserve in the current budget to fund this position this year.

(TAPE 2)(SIDE A)(001)

Upon questioning by Badeaux, Logan explained there are no grants available at this time. This position is based on storm water compliance. LCG is mandated to have a permit application in place that complies to all requirements. Should this position not be filled, Logan felt the educational programs in the schools and other programs that EQ participates in would be affected. Trumps suggested that the position be delayed until the upcoming budget process. Logan responded that the regulations went into effect March 10 and EQ is required to

immediately begin inspections and handle compliance issues.

The following persons were recognized:

Kerry Collins, Director of Lafayette Parish Bayou Vermilion District, explained one of the primary missions is improving water quality in Lafayette Parish. He understands the amount of work that it will take to meet the requirements of phase II. He is in support of funding this position and assured the Council that BVD will work hand in hand to meet the requirements.

Harold Schoeffler opined there is a need for this position in order to meet all requirements and remain in compliance with state and federal regulations.

(TAPE 2)(SIDE A)(210)AGENDA ITEM NO. 11: O-072-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$210,000 from Landry Road & West Congress Project to Reserve. A motion to approve by Mouton, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

Motion was approved.

Pat Logan explained the money was budgeted into one account but these are two separate projects; therefore, it is necessary to divide the project along with the encumbrances.

(TAPE 2)(SIDE A)(239)AGENDA ITEM NO. 12: O-073-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$210,000 from Reserve to Landry Road Project and West Congress Project. A motion to approve by Mouton, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

Motion was approved

(TAPE 2)(SIDE A)(250)AGENDA ITEM NO. 13: O-074-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by authorizing an amendment to Ordinance No. O-154-2001, as amended by Ordinance No. O-063-2002, to transfer \$4,000 within the Community Development Department from Contingencies - Reserve to Lafayette Catholic Service Centers, Inc. A motion to approve by Menard, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Menard

NAYS: None

ABSENT: None

RECUSED: Stevenson

Motion was approved

Upon questioning by Benjamin, Tim Breaux explained the money is to purchase gutters and other supplies that were not included with the architect's project submittal. Williams commended the individuals who participated in the renovations of the building for a job well done.

(TAPE 2)(SIDE A)(337)AGENDA ITEM NO. 14: ANNOUNCEMENT OF VACANCY ON BOARDS/COMMISSIONS

Due to a reorganization, a vacancy will exist on the Emergency Medical Services Advisory Board for a four year term effective April 22, 2003.

Individuals wishing to submit a resume for the above volunteer vacancy must be from the public safety sector, a registered voter and reside in Lafayette Parish. Resumes are to be forwarded to Norma A. Dugas, Clerk of the Council, P.O. Box 4017-C, Lafayette, La. 70502 no later than noon, Monday, April 21 with Council appointment to be made on April 22, 2003.

(TAPE 2)(SIDE A)(370)AGENDA ITEM NO. 15: CONSIDER APPOINTMENTS BY THE COUNCIL, AS A WHOLE, TO FOLLOWING BOARDS/COMMISSIONS

Appointment of Sherri Hager to the Civil Service Board for a four year term effective February 17, 2003 (from nominations by the League of Women Voters).

A motion to appoint Sherri Hager was offered by Menard, seconded by Broussard.
A motion to appoint Dan Snow was offered by Mouton and the vote was as follows:

Hager: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Stevenson, Menard
Snow: Mouton

The motion to appoint **Ms. Sherri Hager** to the Civil Service Board was approved.

(TAPE 2)(SIDE A)(395)AGENDA ITEM NO. 16: Appointment(s) by Council member(s) and/or City-Parish President and/or Area Mayors, and/or any other direct appointing authority.

<u>Appointing Authority</u>	<u>Appointee Name And Address</u>	<u>Board, Commission And/or Legal Agency</u>	<u>Term</u>	<u>Effective Date</u>
Lafayette Police Dept.	Lt. Tom Warren P. O. Box 4308 Lafayette, LA 70502	Alarm Review Board	4 years	01/5/2003

(TAPE 2)(SIDE A)(430)AGENDA ITEM NO. 17-30: A motion was offered by Castille, seconded by Stevenson, to approve for introduction the following ordinances, in-globo, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: Benjamin

RECUSED: None

Motion was approved

INTRODUCTORY ORDINANCES – ZONING

17. O-075-2003 An ordinance of the Lafayette City-Parish Council amending the Comprehensive Zoning Ordinance and the official map of the City of Lafayette, providing for the annexation of additional land into the corporate limits of the City of Lafayette, Louisiana, Case No. Z2003-001(A) Teurlings Mouton Annexation, located generally south of West Butcher Switch Road and west of Carencro High School, which is located within Council District No. 2 for voting purposes, and assigning a zoning classification of R-1-A (Single-Family Residential). (Glenn Weber & Planning, Zoning & Codes)

INTRODUCTORY ORDINANCES

18. O-076-2003 An ordinance of the Lafayette City-Parish Council providing for the abandonment of two portions of a drainage easement on the property of L M Industries, LLC, having a municipal address of 635 Rue Scholastique. (Glenn Weber & Planning, Zoning & Codes)
19. O-077-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government to budget estimated revenues and appropriations for the Hurricane Lili Fund and to return excess funds of \$5,973,656, which were advanced by the City and Parish General Funds. (Glenn Weber & Finance)
20. O-078-2003 An ordinance of the Lafayette City-Parish Council to recognize the transfer from the Health Unit Fund to the Mosquito Abatement & Control Fund for repayment of the advance loaned from the Parish General Fund for FY 01/02 Mosquito Program. (Glenn Weber)
21. O-079-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government to change the classification of a Secretary II position to that of Paralegal position. (Glenn Weber & District Attorney)

22. O-080-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government authorizing the increase of revenues in the amount of \$2,360.00 (no grant match required) received from the Louisiana Commission on Law Enforcement (LCLE) through the Evangeline Law Enforcement Council under Act 562 Equipment Program (duration of this grant is from July 1, 2002 to June 30, 2003) and appropriating the revenues within the Police Department. (Glenn Weber & Police)
23. O-081-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to enter into a Joint Cooperative Endeavor Agreement on behalf of the Lafayette City-Parish Consolidated Government with the Lafayette Fire Protection Association concerning four (4) tanker trucks built by Ferrara Fire Apparatus, Incorporated to be used by the Lafayette Fire Protection Association. (Glenn Weber)
24. O-082-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by amending the manning tables of the Vehicle Maintenance Repair Shop to delete one Small Equipment Mechanic and add one Automotive Mechanic as approved by Civil Service. (Glenn Weber & Public Works)
25. O-083-2003 An ordinance of the Lafayette City-Parish Council declaring the Johnston Street/College Road Turn Lanes Project a public necessity and authorizing the acquisition of the necessary rights-of-way and other property rights requisite to the construction of said project on an amicable basis or through the use of the expropriation process, if necessary. (Glenn Weber & Public Works)
26. O-084-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Multi-Year Capital Improvements Budget to advance up to \$1,465,000 for engineering, architectural, construction and other costs on the New Golf Course Bond Project scheduled for FY 02/03 and declaring the official intent of Lafayette City-Parish Consolidated Government to expend General Fund or sales tax revenues for purposes for which the bonds of the City are anticipated to be issued and to later reimburse such expenditures from sale proceeds. (Glenn Weber & Public Works)
27. O-085-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by authorizing the increase of revenues in the amount of \$31,202 from the State of Louisiana Office of Rural Development for the Governor's Office of Rural Development's Parish Road Repair Program and appropriating within the Department of Public Works for the sole purpose of repairing Hoffpauir Road. (Glenn Weber & Public Works)
28. O-086-2003 An ordinance of the Lafayette City-Parish Council authorizing the acquisition of certain land from Edmond P. LeBlanc, Jr., for the expansion of a Lafayette Utilities System Sewer Lift Station Site. (Glenn Weber & Utilities)
29. O-087-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by authorizing an amendment to Ordinance No. O-148-2001 to transfer \$61,564.27 within the Community Development Department from Contingencies - Reserve and completed project accounts to S.M.I.L.E., Inc. and to extend the project completion date. (Glenn Weber & Community Development)
30. O-088-2003 An ordinance of the Lafayette City-Parish Council declaring the building or structure located at municipal address, 311 Seventh Street, Lafayette, Louisiana, owned by Charles Vincent Bundrick and Mary Baudier to be dilapidated and dangerous to the public welfare and ordering the condemnation of same. (Glenn Weber & Community Development)
31. Comments from the public concerning the above Introductory Ordinances.

No speakers

ADJOURN

There being no further business to come before the Council, Chair Trumps declared the regular Council meeting adjourned.

Norma A. Dugas
Clerk of the Council